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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/797,903	03/10/2004	Yuji Yamamoto	2003946-0080 (FP04-0096-0)

24280  
 Choate, Hall & Stewart  
 Exchange Place  
 53 State Street  
 Boston, MA 02109

Missing Parts/DWGS  
 Due 7-26-04  
 Final 11-26-04 (B15)  
 12-26-04

CONFIRMATION NO. 3373

FORMALITIES LETTER



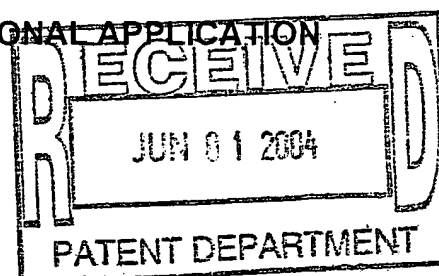
\*OC000000012786235\*

Date Mailed: 05/26/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawing figures contain text that is not in English (including, for example, a flow

08/17/2004 FFAHAI2 0000089 10797903

770.00  
130.00  
130.0001 FC:1001  
02 FC:1051  
03 FC:1053

chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-3.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$1030** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

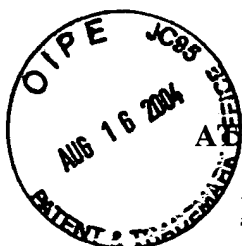


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Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



ATTORNEY'S DOCKET NUMBER: 2003946-0080 (FP04-0096-00US-XX)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Yamamoto, *et al.*  
Serial No.: 10/797,903  
Filed: March 10, 2004  
For: C-KIT KINASE INHIBITOR

Examiner: To be assigned  
Group Art Unit: 3612

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Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Certificate of Mailing**

I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

August 12, 2004  
Date

Signature

Kathy Hart Gagnon

Sir:

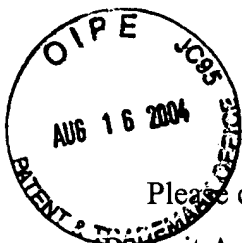
**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

In response to the Notice to File Missing Parts of nonprovisional application that was mailed by the U.S. Patent and Trademark Office on May 26, 2004 in the above-referenced application, enclosed herewith are the following:

- 1) Copy of Notice to File Missing Parts of Nonprovisional Application (2 pp.)
- 2) Check in the amount of \$1,030.00 that includes:
  - i) \$770.00 for basic filing fee pursuant to 37 C.F.R. § 1.16(a)
  - ii) \$130.00 for the 37 C.F.R. § 1.16(e) surcharge (Late declaration)
  - iii) \$130.00 for the 37 C.F.R. § 1.17(i) surcharge (Non-English specification)
- 3) Executed Declaration (3 pp.);
- 4) English Translation of U.S. Patent Application No. 10/797,903 (50 pp.) including:
  - i) Verification of Translation pursuant to 37 C.F.R. § 1.52(d) (1 pg.)
  - ii) Specification (41 pp.)
  - iii) Claims (5 pp.)
  - iv) Abstract (1 pg.)
  - v) Figures (2 pp.)

In addition, we are enclosing the following documents:

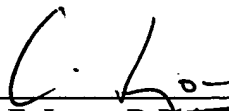
- 5) Statement of Limited Recognition Under 37 C.F.R. § 10.9(b) (1 pg.); and
- 6) Return postcard.



Please charge any additional fees associated with this filing, or apply any credits, to our Deposit Account No. 03-1721.

Respectfully submitted,

Dated: August 12, 2004

  
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Charles E. Lyon, D.Phil.  
Agent for Applicant  
Limited Recognition Under 37 C.F.R. §10.9(b)

PATENT DEPARTMENT  
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